

REMARKS

Claims 3, 4, 9, 10, 22-28 and 37-48 presently appear in this case. In the advisory action of December 28, 2004, the examiner conceded that the method-of-use claims 9, 10 and 22-28 would not be obvious, and the advisory action indicates that these claims are only objected to, presumably because they depend from a rejected claim. All of the claims that remained rejected have now been deleted without prejudice toward the filing of a continuing application in order to continue prosecution thereof. Claims 9, 10 and 22-28 have been rewritten into independent form in order to obviate the objection. Furthermore, previously appearing claims 3 and 4 have been amended so as no longer to depend from the protein claim 1, but to depend from independent method-of-use claim 9. Furthermore, claims identical to claims 3 and 4 have been added as new claims 37-48, depending from each of the newly independent claims. As the independent claims have been indicated to be allowable, these dependent claims that were previously product claims and were not otherwise rejected, should also be allowable.

The present supplemental amendment is in compliance with 37 C.F.R. §1.11(a)(2)(i)(A), (C) and (D). The claims that remain rejected have been canceled, and in the examiner's reply after applicant's amendment of December 13, 2004, the examiner for the first time indicated that claims 9, 10 and 22-28 were allowable. Therefore, the present supplemental

Appln. No. 09/147,346  
Amdt. dated February 14, 2005  
Supp. Reply to Office action of September 13, 2004

amendment is in reply to an Office requirement made after the first reply was filed. Furthermore, the present supplemental amendment should place the application into condition for allowance, as the allowable claims have merely been placed into independent form, and previously appearing dependent claims have been added dependent from all of the newly amended independent claims.

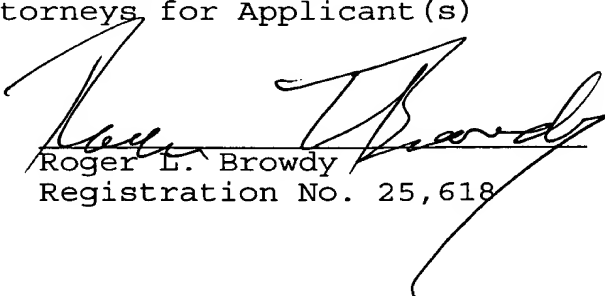
As this amendment clearly places the case into condition for allowance, it is respectfully requested that it be entered, and a Notice of Allowance be issued. If any informalities are noted, it is requested that the examiner contact the undersigned by telephone in order to resolve them without the necessity of any further paperwork.

As all of the claims now present in the case clearly define over the references of record and fully comply with 35 U.S.C. §112, reconsideration and allowance are earnestly solicited.

Respectfully submitted,

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